

IN THE UNITED STATES PATENT AND TRADEMARK
OFFICE
REQUEST FOR FILING
(RULE 53(b)(1))

Jc685 U.S. PTO



08/15/00



For Design or Utility Applications

Rule 53(b)(1) PATENT APPLICATION:

(DO NOT USE FOR CIPs)

☒ Continuation)
application under 37 CFR 1.53(b)(1)

☐ Divisional)
application under 37 CFR 1.53(b)(1)
of pending prior application of

Group Art Unit: 2742

Examiner: J.Chiang

Inventor(s): BENSON, Keith

Parent Appln. No.: 08 782,244

Atty. Dkt. PM 268484

Series Code ↑

Serial No. ↑

New M#

Client Ref

Parent Filed: JANUARY 14, 1997

This Appln. Filed: AUGUST 15, 2000

Title: IMPROVEMENTS RELATING TO MOBILE PHONES

Hon. Commissioner of Patents
Washington, DC 20231

Date: August 15, 2000
(Parent Matter No. 268482)

To effect the above-requested filing today:

Attached is a copy (**which must be filed**) of the prior application, including:

- ☒ Abstract
☒ Specification and claims (16 pages) (**must be attached**)
☒ Drawings (**must be attached if originally filed**): 12 sheet(s)/set: ☐ 1 set informal;
☒ Formal of size ☐ A4 ☒ 11"

Always X one box, only:

- (1) ☒ Copy of Signed declaration or oath as originally filed in prior application attached
(2) ☐ NO declaration or fee is enclosed; therefore, this is a filing under Rule 53(f).

2. ☐ This application is hereby filed by less than all of the inventors named in the prior application. Petition is hereby made requesting deletion as inventor(s) of the following who is/are **not** inventor(s) of the invention being claimed in this application (**DELETE THE FOLLOWING INVENTOR(S)**):

1. _____	2. _____
3. _____	4. _____
5. _____	6. _____
7. _____	8. _____

2.5 THE INVENTOR(S) FOR THIS NEW APPLICATION IS(ARE):

1. _____	2. _____
3. _____	4. _____
5. _____	6. _____
7. _____	8. _____

3. *The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated therein by reference thereto.

4. ☒ Priority is claimed under 35 U.S.C. 119/365 based on filing in AUSTRALIA of _____
(country)

	<u>Application No.</u>	<u>Filing Date</u>		<u>Application No.</u>	<u>Filing Date</u>
(1)	<u>7551/96</u>	<u>15 JAN. 1996</u>	(2)	_____	_____
(3)	_____	_____	(4)	_____	_____
(5)	_____	_____	(6)	_____	_____

a. ☐ (No.) Certified copy/copies attached.

b. ☒ Certified copy/copies previously filed on March 11, 1997 in _____
U.S. Application No. 08/782,244, filed on January 14, 1997.
series code ↑ ↑ serial no. _____

c. ☐ Certified copy/copies filed during International stage of PCT/ _____ / _____

4. (a) ☐ Domestic priority is claimed from _____ / _____, filed _____
PCT/ _____
- (b) ☐ Benefit is claimed of Provisional Application No. 60/ _____, filed _____.

5. ☒ Prior application is assigned to FUNGE SYSTEMS INC.

by assignment recorded FEBRUARY 28, 2000 Reel 010649 Frame 0324.
(Date)

6. ☒ Attached is the following number of Assignments (including original and all later successive ones by different assignors): 3 and respective new Cover Sheets. (Do **NOT** file old cover sheets.)

(Assignments in parent **must be refiled** with new Cover Sheets in this continuing application if you want it/them recorded against the continuing application.)

Please return the recorded Assignment to the undersigned.

☐ The power of attorney in the prior application is to _____

(Name and Reg. No.)

whose current address is as in item 8 below.

a. ☐ Recognize as associate attorney _____

(Name, Reg. No. and Address)

**Address all future communications to Intellectual Property Group
of Pillsbury Madison & Sutro LLP, Ninth Floor, East Tower 1100 New York Avenue, N.W.,
Washington, D.C. 20005-3918**

9. ☐ Amend the specification by inserting before the first line the sentence:--This is a
☒ continuation ☐ division of Application No. 08/782,244, filed JANUARY 14, 1997
series code ↑ ↑ serial no. _____
PENDING _____ .--

9. (a) ☐ Amend the specification by inserting before the first line: --This application claims the benefit of
Provisional Application No. 60/ _____, filed _____ .--

10. ☒ It has been recently determined that this new continuing application is entitled to small entity status.
Hence:
(No.) Verified Statement(s) establishing "small entity" status under Rules 9 & 27 were/are:
☐ filed in above prior application (and hence applicable hereto)
☒ attached.

11. Petition to extend the life of the above prior application to at least the date hereof

(one box), ☐ is being concurrently filed in that prior application (Use Form PAT-111).

(must be) ☐ was previously filed in that prior application (Check length of prior extension).

(X'd) ☒ is not necessary for copendency (Double check before X'ing this box).

26.

**ADDITIONAL FEE CALCULATION FOR
PRELIMINARY AMENDMENT
PER BOXES 24/25**

	Claims remaining after amendment	Highest number previously paid for	Present Extra	Large/Small Entity	Additional Fee	File Code
27.	Total Effective Claims *	minus ** 20	= 0	x \$18/\$9	= \$ 0	(103/203)
28.	Independent Claims *	minus *** 3	= 0	x \$78/\$39	= + 0	(102/202)
29.	If amendment enters proper multiple dependent claim(s) into this application for the first time, add (per application)\$260/\$130				+ 0	(104/204)
30.	ADDITIONAL FEE				\$ 0	
31.	plus FEE from item 22 on page 3				+	
32.	TOTAL FEE ATTACHED				\$ 673	

*If the entry in this space is less than a entry in the next space, the "Present Extra" result is "0"

**If the "Highest number previously paid for" (see item 17 above) is less than 20, write "20" in this space

If the "Highest number previously paid for" (see item 18 above) is less than 3, write "3" in this space

Our Deposit Account No. 03-3975

Our Order No. 20606	268484
C#	M#

CHARGE STATEMENT: Upon the filing of a Declaration pursuant to Rule 60(b) or 60(d), the Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown above for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

**Pillsbury Madison & Sutro LLP
Intellectual Property Group**

1100 New York Avenue, NW
Ninth Floor
Washington, DC 20005-3918
Tel: (202) 861-3000
KHC/amp
Atty./Sec.

By Atty: Kendrew H. Colton

Sig: 

Reg. No. 30368

Fax: (202) 822-0944

Tel: (202) 861-3606

NOTE No. 1: File this Request in duplicate with 2 postcard receipts (PAT-103) & attachments

NOTE No. 2: Is extension in parent necessary for copendency? DOUBLE CHECK Item 11 above.

If yes, printout Pat-111 and head it in parent.